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PATENT
Attorney Docket: P04350US0
PHI 1196

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: WHITAKER, David W.
SERIAL NO: 09/490,476
FILED: January 24, 2000
TITLE: HYBRID MAIZE PLANT & SEED 34G13

COMPLETION OF FILING REQUIREMENTS

Assistant Commissioner for Patents
ATTN: Application Branch
Washington, D.C. 20231

Dear Sir:

This replies to the Office letter dated March 23, 2000. A copy of the Notice to File Missing Parts of Application -- Filing Date Granted (Form PTO-1533) is enclosed.

No original declaration was filed, and enclosed is the original declaration for this application.

Attached is a statement that the "attached" specification is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

Also attached is the required fee of \$130.00 for a large entity to cover the late filing of original declaration under 37 CFR 1.16(e).

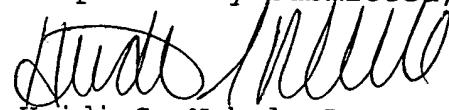
CERTIFICATE OF MAILING

I hereby certify that this document and the documents referred to as enclosed therein are being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Attn: Application Branch, Washington, D.C. 20231, on this 10 day of April, 2000.


Heidi S. Nebel

Please charge any underpayment or credit any over payment to Deposit Account No. 26-0084. A duplicate of this request is attached.

Respectfully submitted,



Heidi S. Nebel, Reg. No. 37,719
ZARLEY, MCKEE, THOMTE, VOORHEES
& SEASE
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
Phone No. (515) 288-3667
Fax No. (515) 288-1338
CUSTOMER NO: 22885

Attorneys of Record

- pw -



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**STATEMENT BY ATTORNEY THAT PAPERS ATTACHED TO
DECLARATION ARE A COPY OF THOSE FILED IN PTO TO GET
A FILING DATE**

To the Assistant Commissioner for Patents
ATTN: Application Branch
Washington, D.C. 20231

Dear Sir:

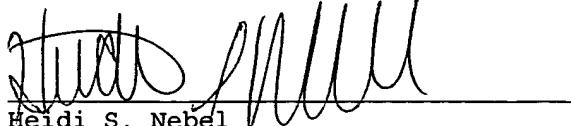
I, Heidi S. Nebel, of Zarley, McKee, Thomte, Voorhees & Sease, 801 Grand Avenue, Suite 3200, Des Moines, Iowa 50309-2721, Registration No. 37,719, Telephone (515) 288-3667, state that I am the attorney for this application and that I have reviewed the

1 page(s) of Abstract
54 pages of Specification
5 pages of claims

as shown in my files to be the papers filed in respect to the above identified application and have compared them to the papers attached to the declaration of David W. Whitaker for

CERTIFICATE OF MAILING

I hereby certify that this document and the documents referred to as enclosed therein are being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Patents, Attn: Application Branch, Washington, D.C. 20231, on this 16 day of April, 2000.


Heidi S. Nebel

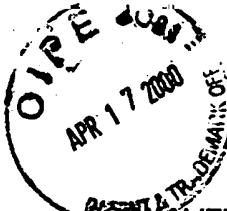
HYBRID MAIZE PLANT & SEED 34G13 which accompanies this statement and I declare that these papers attached to the declaration are a copy of the specification and any amendment thereto which I filed in the PTO in order to obtain a filing date for this application by mailing to the PTO by Express Mail bearing Mailing Label Number EL515382755US on January 24, 2000.

Respectfully submitted,


Heidi S. Nebel, Reg. No. 37,719
ZARLEY, MCKEE, THOMTE, VOORHEES
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Attorneys of Record

- pw -



FORMALITIES LETTER



OC000000005005595

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/490,476	01/24/2000	David Whitaker	P0435OUSO-PHI-1196

ZARLEY MCKEE THOMTE VOORHEES & SEASE, P.
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Date Mailed: 03/23/2000

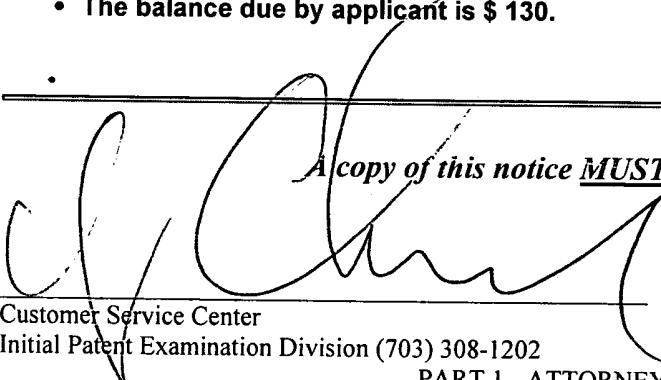
NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**



A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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